Case 14-19952-MBK Doc 81 Filed 11/13/19 Entered 11/13/19 13:49:45 Desc Main

Document Page 1 of 2

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-2(c)

Jonathan Schwalb, Esq.

Friedman Vartolo LLP

85 Broad Street, Suite 501

New York, New York 10004

Attorneys for BSI Financial Services as Servicer for U.S.

Bank Trust National Association, as Trustee of the

Cabana Series III Trust

P: (212) 471-5100

Bankruptcy@FriedmanVartolo.com

IN RE:

Stoney R. Bishop, Jr.

Debtors

Order Filed on November 13, 2019 by Clerk U.S. Bankruptcy Court District of New Jersey

CASE NO.: 14-19952

CHAPTER: 13

HON. JUDGE.: Michael B. Kaplan

ORDER VACATING AUTOMATIC STAY

The relief set forth on the following page numbered two (2) is hereby **ORDERED**.

DATED: November 13, 2019

Honorable Michael B. Kaplan United States Bankruptcy Judge Upon the motion of BSI Financial Services as Servicer for U.S. Bank Trust National Association, as Trustee of the Cabana Series III Trust, on behalf of its successors and/or assigns (hereinafter collectively "Secured Creditor" and/or "Movant") under Bankruptcy Code section 362(a) for relief from the automatic stay as to certain property as hereinafter set forth, and for cause shown, it is

ORDERED that the automatic stay of Bankruptcy Code Section 362(a) is vacated to permit the Movant to institute or resume and prosecute to conclusion one or more actions in the court(s) of appropriate jurisdiction to pursue the movant's rights in the following:

[x] Real property commonly known and more fully described as: 2 Sandstone Court, Medford, NJ 08055

ORDERED that the movant may join the debtor and any trustee appointed in this case as defendants in its action(s) irrespective of any conversation to any other chapter of the Bankruptcy Code; and it is further

ORDERED, that the stay afforded by 11 U.S.C. §362(a) be, and is hereby, modified to permit BSI Financial Services as Servicer for U.S. Bank Trust National Association, as Trustee of the Cabana Series III Trust, it's successors and/or assigns, to pursue its rights under applicable state law with respect to the premises 2 Sandstone Court, Medford, NJ 08055; and it is further

ORDERED, that the instant order is binding in the event of a conversion; and it is further

ORDERED, that the Movant is granted reasonable attorney fees in the amount of \$350.00; and it is further

ORDERED, that the Co-Debtor stay against "Jeanine Bishop" is lifted pursuant to 11 U.S.C. 1301(c); and it is further

ORDERED, that the trustee be informed of any surplus monies resulting from the sale of the collateral.

ORDERED, that the movant shall serve this order on the debtor, any trustee, and any other party who entered an appearance on the motion.